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DARBY & DARBY, P.C.
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OFFICE OF PETITIONS
ON PETITION

In re Application of :
STANLEY E. DUNN :
Application No. 09/888,636 :
Filed: June 20, 2001 :
Attorney Docket No. 0366/1E150-US1 :

This is a decision on the petition filed October 11, 2001 requesting that the above-identified application be accorded a filing date of June 20, 2001.

The application was filed on June 20, 2001. However, on August 20, 2001, the Office of Initial Patent Examination (OIPE) mailed a "Notice of Incomplete Nonprovisional Application" requiring at least one claim in compliance with 35 USC 112 and stating that the filing date would be the date of receipt of the omitted claim.

In response, on October 11, 2001, the present petition and pages 12 - 15 (4 pages) of the specification containing claims 1 - 21 were filed. Petitioners contend that pages 12 - 15 were deposited with the application papers on June 20, 2001. As evidence thereof, petitioners submitted a copy of their date-stamped postcard receipt which acknowledges receipt on June 20, 2001, of, inter alia, eleven (11) pages of specification, four (4) pages of claims, one (1) page of abstract, eight (8) sheets of drawings and three (3) pages of unsigned declaration.

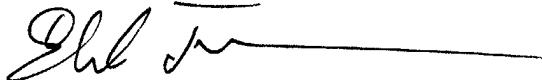
The eleven (11) pages of specification, four (4) pages of claims, one (1) page of abstract, eight (8) sheets of drawings and three (3) pages of unsigned declaration filed on June 20, 2001 have been located in the application file. Therefore, the application was complete for filing date purposes on filing.

In view of the above, the petition is granted.

A treasury check refunding the \$65.00 petition fee shall be issued.

The application is being returned to OIPE for further processing with a filing date of June 20, 2001 and to await the submission of a signed declaration.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Edward Tannouse at (703) 306-9200.



Edward J. Tannouse
Petitions Attorney
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy